IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

WP(C).No. 21216 of 2007(A)

PETITIONER:

RADHAMMA, D/O.JANAKI AMMA,
VADAKKEKANAYATHUR HOUSE, ALATHUR VILLAGE,
NELLAYI, MUKUNDAPURAM, TRISSUR.

BY ADV. SMT.S.MUMTAZ

RESPONDENTS:

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1. THE JOINT REGISTRAR (GENERAL),
OFFICE OF THE ASST.REGISTRAR OF
CO-OPERATIVE SOCIETIES, TRISSUR.

2. THE DISTRICT CO-OPERATIVE BANK,
TRISSUR, REPRESENTED BY ITS SECRETARY,
TRISSUR.

3. SPECIAL SALE OFFICER,
OFFICE OF THE ASST.REGISTRAR OF CO-OPERATIVE
SOCIETIES, ARBITRATOR CUM SPECIAL SALE OFFICER,
DISTRICT CO-OPERATIVE BANK LTD, TRISSUR.

BY ADV.SRI.V.G.ARUN, SC FOR R2
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN FOR R1 , R3

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1	TRUE COPY OF THE SALE NOTICE ISSUED ON THE PETITIONER DTD. 8-6-07
EXT.P2	TRUE COPY OF THE REQUEST LETTER SUBMITTED BY THE PETITIONER TO R2 DTD. 19-6-07

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 21216 OF 2007

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Dated this the 3rd day of August, 2007

JUDGMENT

Petitioner availed a loan which is not repaid. Even though an interim order was passed, it is admitted that petitioner did not remit the amount directed to be paid. Sale was held and the bank purchased the property.

2. I heard learned counsel for the petitioner and the learned counsel for the respondents also.

3. Learned counsel for the petitioner submits that petitioner may be permitted to pay off the entire amounts in easy instalments.

The writ petition is disposed of permitting the petitioner to pay off the entire amount remaining to be paid with due interest in four equal monthly instalments, the first of which shall be payable on or before 04/09/2007. Petitioner is to pay the remaining instalments on or before the 4th of every succeeding months. The bank will serve a statement on the petitioner showing amount remaining to be paid and also the amount of instalments to be paid on the basis that the amount is to be paid in 4 equal monthly instalments, within two weeks from today. If the petitioner does not pay any of the instalments as

aforesaid, petitioner will loose the benefit of this judgment and the sale in favour of the bank can be confirmed in accordance with law.

(K.M.JOSEPH, JUDGE)

sv.

(K.M.JOSEPH, JUDGE)

sv.